

E-DOCKET-11-0328 OPEN MEETING AGENDA ITEM

ORIGINAL

ARIZONA CORPORATION COMMISS

UTILITY COMPLAINT FORM



Investigator: Al Amezcua

Phone:

2013 JAN 28 P 3:55

Fax: (

Priority: Respond Within Five Days

AZ CORP COMMISSION

DOCKET CONTROL

Opinion No. 2013 - 108046

Date: 1/25/2013

Complaint Description: 08A Rate Case Items - Opposed

N/A Not Applicable

First:

Last:

Complaint By:

Patricia

Ferre

Account Name:

Patricia Ferre

Home: (000) 000-0000

Street:

n/a

Work: (000) 000-0000

City:

Payson

CBR:

State:

AZ

Zip: 00000

is:

Utility Company:

Miscellaneous Electric

Division:

Electric

Contact Name:

Unknown

Contact Phone: (000) 000-0000

Nature of Complaint:

From: Patricia Ferre

Sent: Wednesday, January 23, 2013 9:57 AM

To: Stump-Web; RBurns-Web; Burns-Web; Pierce-Web; BitterSmith-Web

Cc: Utilities Div - Mailbox

Subject: You vote for LIFE or DEATH Docket #E-0000-11-0328

Arizona Corporation Commission

DOCKETED

JAN 28 2013

DOCKETED BY

Dear Commissioners & Director Olea,

I urge each of you to read the attached letter, Dated October 1, 2012, from Mr. Ed Friedman to William Schneider, Attorney General of the State of Maine. Subsequent to the Maine Supreme Court 'smart' meter ruling, that the Public Utilities Commission (PUC) failed to address health and safety issues before it authorized deployment of 'smart' meters statewide; Mr. Friedman requests William Schneider open an investigation into the filing of criminal charges against Central Maine Power and the Public Utilities Commission, upon whose orders CMP is acting. In his attached letter, Mr. Friedman relates information about extortion as defined by the Hobbs Act (18 U.S.C. § 1951), and "theft by extortion" as defined by Maine Criminal Codes Title 17-A §355. The whole point here is that the evil 'smart' automated meter business should be terminated immediately. It is best for everyone, especially for future generations.

Although, as a private citizen, I do not specifically know Arizona law as relates to extortion, and of course ACC Commissioners have not yet ruled on the controversial charging of fees to supposedly opt out of smart meters, the damaging effects of 'smart' automated meters are such that no living thing with DNA, within the 'smart' grid is unaffected: neither human fetus, nor bee, nor elk, nor tree.

Before you as commissioners vote on any 'smart' automated meter/grid issue, PLEASE KNOW it is not money issues that you vote on, you vote for LIFE or DEATH. Mr. Friedman provides William Schneider with a 1971 list of RF Microwave bioeffects. I submitted the amended 1972 Naval Medical Research Institute MF12.54.015-004B, Report No. 2, revised; of 2311 RF microwave bioeffects then known, on eDocket #E-0000-11-0328, on May 31, 2012, [<http://images.edocket.azcc.gov/docketpdf/0000137109.pdf>]

ARIZONA CORPORATION COMMISSION

UTILITY COMPLAINT FORM

The Navy report provides further information under each category Mr. Friedman listed in his letter. Under 34 changes listed under the category, Changes in Physiologic Function: loss of anatomical parts; death; hemorrhage in lungs, liver, gut and brain and general degeneration of body tissue at fatal levels of radiation. What eventually happens when you microwave people and animals 24 hours a day for the rest of their life? For all of their life? Read the complete list of biological effects, with an open heart, as if it was yourself. Please do not vote on the 'smart' meter issue, until you actually read the US Navy list. Only a sociopath, or worse, could vote for 'smart' meters after really reading and reflecting on the complete 1972 list of 17 categories with their listed bioeffects.

In Payson, we already have "proven safe, secure and effective analog meters." Why take them away? Why not ban new 'smart' automated meter installations right now, and leave Payson and other analog mechanical meter areas, as an oasis where our people and environment are not harmed by an ubiquitous 'smart' grid: a place where at least some EHS people can seek shelter.

I definitely agree with Mr. Friedman's conclusion: "A true remedy would be complete product recall as we do for any product found to cause harm. Smart meter removal should be followed by a return to proven safe, secure and effective analog meters."

Thank you for your kind activity to protect the people and environment under your care.

Patricia Ferre
Payson, AZ
End of Complaint

Utilities' Response:

Investigator's Comments and Disposition:

From: Al Amezcua
Sent: Friday, January 25, 2013 9:13 AM
To: 'pferreact@mac.com'
Subject: You vote for LIFE or DEATH Docket #E-0000-11-0328

Good morning Ms. Ferre,

This is to acknowledge that your comments dated January 23, 2013 were received. The comments will be placed and docketed with Docket Control under the 11-0328 filing.

Thank you,

Alfonso Amezcua
1200 W Washington St
Phoenix, AZ 85007
P (602) 542-0842
F (602) 542-2129
Aamezcua@azcc.gov

1/25/13

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UTILITY COMPLAINT FORM

End of Comments

Date Completed: 1/25/2013

Opinion No. 2013 - 108046

ARIZONA CORPORATION COMMISSION
UTILITY COMPLAINT FORM

Investigator: Al Amezcua

Phone:

Fax:

Priority: Respond Within Five Days

Opinion **No.** 2013 - 108047

Date: 1/25/2013

Complaint Description: 08A Rate Case Items - Opposed
N/A Not Applicable

Complaint By: **First:** **Last:**
Warren Woodward

Account Name: Warren Woodward

Home:

Street:

Work: (000) 000-0000

City: Sedona

CBR:

State: AZ Zip: 86336

is:

Utility Company: Arizona Public Service Company

Division: Electric

Contact Name: Unknown

Contact Phone: (000) 000-0000

Nature of Complaint:

On Tue, 1/22/13, Warren Woodward

From: Warren Woodward

Subject: AZ Corp. Comm. - Corrupt or Incompetent?. Pt. II

To:

Cc:

Date: Tuesday, January 22, 2013, 7:02 PM

Warren Woodward

Sedona. Arizona 86336

January 18, 2013

Arizona Corporation Commission (ACC)
1200 West Washington Street
Phoenix, Arizona 85007

Re: Docket # E-00000C-11-0328

Commissioners,

In a previous letter, responding to your staff's proposed "smart" meter guidelines, I speculated that the guidelines were so ridiculously out of touch with ratepayers, so skewed to the greed driven agenda of the monopoly utilities, that the ACC must either be corrupt or incompetent. Some new developments have caused me to wonder the same thing.

ARIZONA CORPORATION COMMISSION

UTILITY COMPLAINT FORM

According to The Energy Policy Act of 2005, Section 1252, "smart meters", electric utilities shall provide such meters to those customers who request them. Therefore, people should have to "opt in" to "smart" meters. People who do not want them should not have to "opt out". (Energy Policy Act is here: <http://www.gpo.gov/fdsys/pkg/PLAW-109publ58/html/PLAW-109publ58.htm>)

Additionally, the ACC's own 2007 decision on the subject echoes the voluntary nature of the program. That 2007 decision also states that the ACC is "required" to consider

- conservation of energy supplied by electric utilities,
- optimal efficiency of electric utility facilities and resources, and
- equitable rates for electric consumers

Two highly biased workshop meetings in a year and a half are not my idea of 'consideration', especially when the first meeting was basically a propaganda exercise for the utilities. They got as much time as they wanted and the public's three-minute-apiece voice was the only independent one in the room.

The second meeting was slightly better in that we got more than 3 measly minutes, but the public's was still the only independent voice in the room. And all the commissioners except Pierce either left early or were absent altogether so that we were essentially talking to empty chairs for a large portion of the meeting.

Meanwhile, APS's aggressive behavior and their "smart" meter installation binge demonstrates that this intended voluntary program has morphed into a mandatory program - without ACC oversight and without the ACC honoring the requirements they themselves decided upon!

Indeed, APS is touting the fact that they have almost completed installing "smart" meters. This installation has been over customer objections, without permitting customers to keep their analog meters, and also to people who know nothing about health and privacy issues, who find out later and then have to fight to get their "smart" meter removed. Topping it all off, the ACC staff appears to be doing APS' bidding by recently proposing charging ratepayers an extortion fee to keep their mechanical analog meters. So again, this raises the question, is the ACC incompetent or corrupt?

Let's look at those three requirements the ACC decided upon but has failed to consider since adopting them six years ago.

We have been told repeatedly that we need "smart" meters and a "smart" grid for the sake of "energy efficiency". We have been told to conserve. We have been guilt tripped about it.

Yet just recently, APS customers received a bill insert informing them that because everyone has done such a good job at conserving that our rates are going up! Worse, we are told the rate increase was approved by you!

What kind of sick joke is this?

And I am sure many people are conserving simply because times are tough. They cannot afford to waste money and so are cutting back any and every way they can. Now these very same people are being punished with a rate increase? It's not just a sick joke; it's a disgrace, especially when the APS CEO is making \$5.66 million a year. Again, the ACC must be incompetent or corrupt to allow this to happen.

Use less and pay more. Use more and pay more. Heads APS wins and tails we lose.

Which brings me to the fraud of so-called "smart" meters.

We have been told repeatedly how they are going to save us all energy. So if that actually happens then APS will get another rate increase?

ARIZONA CORPORATION COMMISSION

UTILITY COMPLAINT FORM

It reminds me of one of your meetings in which APS was called out for charging people with "smart" meters a meter reading fee. APS said they still had "infrastructure" costs. Again, heads APS wins and tails we lose. APS wants - and gets it - both ways thanks to their good buddies at the ACC.

I found out recently that APS gets to make a guaranteed 8 to 10 percent return on capital improvements, something "smart" meters are mistakenly considered. With interest rates at close to zero, who wouldn't jump at an easy 8 to 10 percent return? No wonder APS has been on a "smart" meter installation binge. The whole thing is a scam and the ACC appears complicit in it from where I sit.

You had scheduled another "smart" meter meeting for January 22nd (now postponed) entitled "Societal Cost Test & Energy Efficiency Cost Effectiveness".

Don't bother to reschedule. The test has already been done and the results are in. Meters do not save electricity. People do.

Enclosed you will find the brief of the Connecticut Attorney General which he filed before Connecticut's ACC equivalent. His brief is based on a pilot study of "smart" meters which involved thousands of real people with real "smart" meters - as opposed to the wishful fantasy computer projections of agenda driven "scientists" with power point presentations. (Brief is here: http://www.w4ar.com/ATTY_GENERAL_CONN_05-10-03RE04_Brief.pdf)

His analysis of Connecticut's pilot study considers all three of your stated requirements in depth. "Smart" meters fail all three by a large measure.

In short, he found that in the real world ratepayers would be on the hook for many multi-millions of dollars to gain maybe a few pennies, maybe. He found millions in "stranded costs". And he also found that the program was discriminatory and punitive to certain customers.

Excerpts from the report:

- ...the costs associated with the full deployment of AMI ["smart"] meters are huge and cannot be justified by energy savings achieved.
- Many customers do not want or cannot use the new AMI meters. Under the Company's plan, however, these customers will nonetheless be forced to subsidize the cost of the meters for the few customers who will use them.
- Certain types of customers, due to no fault of their own, simply cannot shift their electricity usage to off peak times. These customers include many elderly, those with sick or young children at home, as well as those customers who work second or third shifts. Also, many businesses simply cannot change the times that they use electricity. Forcing these customers to purchase AMI meters is punitive. First, these customers cannot take advantage of the time-based rates that the AMI meters are intended to facilitate. Second, these customers will not only be forced to pay for their own meters, but they will also be required to subsidize any savings achieved by those customers that can benefit from time-of-use rates. Third, even if they could shift the times of their electric usage, many of these customers cannot afford the associated controlling technologies that are required to make the AMI meters truly effective. While time-based rates should remain an option for electric customers, they should not be forced on customers to their economic detriment.

The only flaw I can find with the study is that it does not take into consideration the cost of ill health and dangers such as ruined appliances and house-fires, the cost of medical care and disability payments for those who are harmed, or the cost of the inevitable lawsuits for same, as well as lawsuits for privacy and property violations. Yet even without considering all those additional costs, "smart" meters still demonstrated no benefit in the Attorney General's report.

ARIZONA CORPORATION COMMISSION

UTILITY COMPLAINT FORM

I have brought this report to your attention previously. Myself and others have sent you a link to the Connecticut Attorney General's press release. I am willing to bet major money that not one of you or your staff took the time to actually seek this brief out, read it, and learn from it.

Will you read it this time? Arizonans are paying you \$79.5K a year (+bennies) to do your homework on this issue. It has been clear from the get-go by you and your staff's repeatedly demonstrated lack of knowledge about "smart" meters that you have not done your homework, that you have read little, if anything, of the information myself and others have sent you over the past year and a half. Indeed, at your first meeting a year and a half ago I called all of you out for not doing your homework. What a shame, what a disgrace that nothing has changed since then.

Two more reasons to scrap your "Societal Cost Test & Energy Efficiency Cost Effectiveness" meeting entirely are the two people you chose to present it. Schiller and Hoffman are both on the federal government payroll, one as a direct employee, the other as a contractor (who was a former employee).

All you will get from them is some U.S. Dept. of Energy (USDOE) power point propaganda that "smart" meters are great and the "smart" grid is wonderful. As I have said before, if you are going to get experts they need to be independent experts, not corporate, tobacco company-style "scientists" like the one at your first meeting, or government shills like these two. Hoffman and Schiller both get their bread buttered by the same USDOE that subsidized "smart" meters to the tune of \$3.5 billion dollars nationwide. Anything Hoffman and Schiller have to say will be biased in favor of USDOE's pro-"smart" meter policy and not worth listening to.

Lastly and most importantly, no monetary or energy efficiency - whether real or imagined - is worth violating people's health, safety, privacy or property.

Newly elected commissioners are advised to go through the docket on "smart" meters and read all the documented evidence covering every aspect of "smart" meters' deleterious effects on health, safety, privacy and property that myself and others have sent the ACC. Incumbent commissioners should also visit the docket and read the information since it seems obvious they have not done so previously.

Sincerely,

Warren Woodward

PS - I want this posted to the docket as evidence that Commissioners were given the facts should that become necessary in any future lawsuits.

Cc: Governor Jan Brewer, Attorney General Tom Horne, Arizona State Representative Brenda Barton
End of Complaint

Utilities' Response:

Investigator's Comments and Disposition:

1/25/13 Good morning Mr. Woodward,

This is email is to acknowledge receipt of your comments dated January 22, 2013. Your comments have been entered for the record and will be sent to Docket Control to be docketed.

Thank you,

Alfonso Amezcua
1200 W Washington St

ARIZONA CORPORATION COMMISSION
UTILITY COMPLAINT FORM

Phoenix, AZ 85007

End of Comments

Date Completed: 1/25/2013

Opinion No. 2013 - 108047
